



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Paper No.

MERCHANT & GOULD PC
P.O. BOX 2903
MINNEAPOLIS MN 55402-0903

MAILED

MAR 28 2011

OFFICE OF PETITIONS

In re Application of :
Fisher et al. : DECISION ON
Application No. 09/698,624 : PETITION
Filed: October 27, 2000 :
Atty Docket No. 8964.72USU1 :

This is a decision on the PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION OR LAPSED PATENT (37 CFR 1.137(b)) filed January 28, 2011.

The petition is **GRANTED**.

The above-identified application was abandoned for failure to timely file a proper reply to the final Office action mailed August 13, 2009. This Office action set a shortened statutory period for reply of three (3) months from the mail date of the action. No reply having been received and no extension of time obtained, the application became abandoned effective November 14, 2009. A courtesy Notice of Abandonment was mailed on February 24, 2010.

On petition, petitioner submitted a Request for Continued Examination (RCE) and submission under §1.114 (in the form of an amendment) (and RCE fee); paid the petition fee; and made the required statement of unintentional delay.

Technology Center AU 2624 has been advised of this decision. The application is, thereby, forwarded to the examiner for consideration of the RCE and submission submitted on January 28, 2011.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3219.



Nancy Johnson
Senior Petitions Attorney
Office of Petitions